

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: : Group Art Unit: Unknown

Inventors: Yen-Fu Chen

John W. Dunsmoir

Abhay Pradhan

Hari Shankar

:

: Intellectual Property

Serial No:Unknown : Law Department

Filed: Herewith : International Business

Title: Method Enabling Real- : Machines Corporation

Time Testing of : 11400 Burnet Road

On-Demand : Austin, Texas 78758

Infrastructure to :

Service Level :

Agreement Compliance :

INFORMATION DISCLOSURE STATEMENT

Mail Stop: Patent Application
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants submit herewith patents, publications or other information of which they are aware, which they believe may be material to the patentability of this application and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. 1.56.

While this Information Disclosure Statement may be "material" pursuant to 37 C.F.R. 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to herein is "prior art" for this invention unless specifically designated as such.

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In accordance with 37 C.F.R. 1.97(b) the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56 (a) exists.

The patents and/or publications submitted herewith are set forth on the attached form, PTO-1449.

In the event a fee is required in connection with the enclosed Information Disclosure Statement, the Commissioner of Patents and Trademarks is authorized to charge Deposit Account No. 09-0447 for the necessary amount.

Respectfully submitted,



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In Place of FORM PTO-1449 (Modified)

Serial No. Unknown

Applicant: Chen et al.

Filing Date: Filed Concurrently

Group: Unknown

Atty. Docket No. AUS920031048US1

LIST OF PATENTS AND PUBLICATIONS FOR
APPLICANT'S INFORMATION DISCLOSURE
STATEMENT

Reference Designation

U. S. PATENT DOCUMENTS

Filing Date
if

Examiner Initial	Document Number	Date	Name	Class	Subclass	Appropriate
AA	5,726,913	03/10/1998	Grimsrud	364	551.01	
BB	6,467,052	10/15/2002	Kaler et al.	714	39	
CC	6,507,809	01/14/2003	Yoshino et al.	703	21	
DD	2002/0099669	07/25/2002	Lauer	705	80	
EE	2003/0158884	08/21/2003	Alford, Jr.	709	104	
FF	2003/0167461	09/04/2003	Stecher	717	151	

FOREIGN PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Country	Class	Subclass	Translation Yes	Translation No
GG							

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

Examiner

Initial

AS S.Ranjan et al., QoS-Driven Server Migration for Internet Data Centers,
IWQoS 2002 Submission #60, 2002.
AT K. Appleby et al., Oceano - SLA Based Management of a Computing Utility,
2001 IEEE, 2001.

AU

AV

Examiner:

Date Considered:

EXAMINER: Initial if reference considered, whether or not citation is in conformance
with MPEP 609; Draw line through citation if not in conformance and not considered.
Include copy of this form with next communication to applicant.